

guilty for the corporation and a verdict of not guilty for the individual. On June 15, 1954, the court fined the corporation \$750, plus costs.

4479. Misbranding of Polorator device. U. S. v. 20 Cartoned Devices, etc.
(F. D. C. No. 36183. Sample Nos. 58891-L, 58898-L.)

LABEL FILED: December 11, 1953, Northern District of Indiana.

ALLEGED SHIPMENT: On or about September 30, October 7 and 19, and December 4, 1953, by the Vogt Health Appliance Co., from Kalamazoo, Mich.

PRODUCT: 20 cartoned *Polorator devices* at Fort Wayne, Ind., together with a number of pamphlets entitled "Only the Polorator has Twin Pole Vibrators" and "The Polorator Application and Instructions," a number of cards entitled "Zone Therapy Chart," a number of books entitled "Stories The Feet Can Tell," a number of leaflets entitled "An Entirely New Low Priced Instrument for Beauticians," and a number of display placards entitled "Polorator Double Action massage with mild heat," "Try Now! This 3 Minute Test on your aches & pains No Charge," "Free Massage over these areas Sinus Hay Fever Asthma Arthritis Neuritis Tired Feet Reducing Areas," and "The Polorator World's Most Flexible Massage With Infra-Red Heat."

The *Polorator device* consisted essentially of a housing containing electromagnetic coils that operated 2 vibrating metal knobs which protruded from the housing. There was included with the device a wooden handle and foot-stool arrangement for applying the device to the body.

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the above-mentioned pamphlets, cards, books, leaflets, and display placards accompanying the device were false and misleading. The statements represented and suggested that the device would provide an adequate and effective treatment for nervous and physical tensions, sinus conditions, arthritis, neuritis, overweight, fibrous swelling or infiltration in the interior of the body, bony or cartilaginous growth in the joints, tired, droopy feeling, poor circulation, aching joints, bursitis, kidney conditions, gallbladder conditions, muscular disturbances, organic disturbances, hay fever, asthma, congestion of the appendix, ileocecal valve conditions, pneumonia, conditions affecting the spleen, anemia, glaucoma, deafness, sore throat, enlarged tonsils, thyroid conditions, exophthalmic goiter, glandular trouble, enlarged prostate, diabetes, eczema, heart conditions, liver conditions, varicose veins, Bright's disease, dropsy, lumbago, apoplexy, rectal disorders, hemorrhoids, prolapsed rectum, and inflammation of the bladder. The device did not provide an adequate and effective treatment for such conditions.

DISPOSITION: July 8, 1954. Default decree of condemnation. The court ordered that the devices and their accompanying labeling be turned over to the Food and Drug Administration.

DRUGS FOR VETERINARY USE

4480. Misbranding of Dr. Mayfield poultry tonic. U. S. v. 2 Drums, etc.
(F. D. C. No. 33133. Sample No. 48320-L.)

LABEL FILED: May 17, 1952, District of Minnesota.

ALLEGED SHIPMENT: On or about July 23, 1951, and April 1, 1952, by Dr. Mayfield Laboratories, Inc., from Charles City, Iowa.

PRODUCT: 2 drums of *Dr. Mayfield poultry tonic* at Osakis, Minn., together with a number of booklets entitled "Poultry Disease."